

Serial No. 48689

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JAN 9 1985

Returned to applicant for correction. JAN 17 1985

Corrected application filed. Map filed JAN 23 1985 under 48686

The applicant Ted C. Frome & Doyle F. Child

Half-Circle Ranch of Crescent Valley
Street and No. or P.O. Box No. City or Town

Nevada 89821 hereby make application for permission to change the
State and Zip Code No. place of use of a portion

Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit No. 28110
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.)

1. The source of water is Indian Creek
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.74 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point Same As Existing
Describe as being within a 40-acre subdivision of public survey and by course and
distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 18, T 28 N, R 48 E,
If point of diversion is not changed, do not answer.
MDM, at a point from which the NW corner of said Section 18 bears N 83°03'00"
W, 3262.21 feet

7. Proposed place of use E $\frac{1}{2}$ Section 7, T 28 N, R 48 E, MDM-totaling 320 acres
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use S $\frac{1}{2}$ S $\frac{1}{2}$ Section 8 and NW $\frac{1}{4}$ Section 18, T 28 N, R 48 E, MDM
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
totaling 320 acres
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) construct diversion works with a ditch
State manner in which water is to be diverted, i.e. diversion structure, ditches,
system to place of use
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$10,000.00

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all correspondence and notices to undersigned agent

By..... s/William A. Nisbet
Agent
421 Court
Elko, Nevada 89801

Compared..... 11/se..... js/bc

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of Indian Creek as heretofore granted under Permit 28110 is issued subject to the terms and conditions imposed in said Permit 28110 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The total combined duty of water under Permits 48486, 48687, 48688 and 48689 shall not exceed 787.5 acre-feet annually.

The place of use of Permits 48686, 48687, 48688 and 48689 is limited to 262.5 acres within the E $\frac{1}{2}$, Section 7, T.28N., R.48E.

The issuance of this permit reduces the annual duty of Permit 28110 to 3808.26 acre-feet and the diversion rate to 5.26 c.f.s.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.74..... cubic feet per second, but not to exceed 535.74 acre-feet annually, but not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... February 6, 1988

Proof of completion of work shall be filed before..... March 6, 1988

Application of water to beneficial use shall be made on or before..... February 6, 1991

Proof of the application of water to beneficial use shall be filed on or before..... March 6, 1991

Map in support of proof of beneficial use shall be filed on or before..... March 6, 1991

Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this..... 6th..... day of..... February.....

Cultural map filed.....

Certificate No..... Issued.....

A.D. 19-86

[Signature]
State Engineer

2407 (Rev. 6-81)

WITHDRAWN BY APPLICANT

APR 21 1989

STATE ENGINEER